## MUST TRY THE CASE

The Supreme Court Decides the Superior Court

MUST TRY BURROUGH'S CASE

Against Superintendent Eastman and Lieutenant Hurley for Aggressive Assault-Particulars of the Suit.

C. Summer Burroughe has gained a point in his suit against Superintendent Eastman and Lieutenant Hurley. Yesterday the supreme court passed upon Burroughs' appeal in the case of nassult and battery, and decided that the superior court of this city must try the case. The court also intimated that in its opinion the assault was an that in its opinion the assault was an aggravated one. The trouble grew out of the Sunday night theater performances at Redmond's over a year ago. One Sunday night during the performance of "Little Goldie," the officers attempted to stop the play, and went on the stage during the performance to arrest Burroughs. He claimed unnecessary force was used, and afterwards brought suit against Eastman and Huriey. The superior court of this city refused to try the case, on the ground that the court had no jurisdiction in cases against officers of the tion in cases against officers of the

In its opinion, the court says, the sole question in the case is whether the supreme court act of Grand Rapids desupreme court act of Grand Rapids de-prived the circuit court of jurisdiction of the cause of action stated in the declaration. The plaintiff's counsel contended substantially, that these offi-cers were those of the state and not properly city officers, within the mean-ing of the superior court act; that the terms city officers ap-plies only to such as are provided in the municipal charter. The court holds that the statute creating superior court must be construed in reference court must be construed in reference co the provisions of the charter of the city and the police force act, and on examination of the three acts it appears that the policemen and police officers are not named in the charter and do not act as city officers within the designation of the superior court act. With reference to the complaint of the plaintiff as to his treatment, and arrest without warrant, the court says: that masmuch as these officers were not enumerated in the charter as city officers and the circuit court was in error in holding that the jurisdiction to try the cause was vested exclusively in the superior court. Justice Long wrote the opinion and the rest con-

LAW AND LAWYERS Circuit Court-Part L

Frederick J. Golds vs. George Golds, Sr., and George Golds, Jr., chancery; hearing on pleadings and proofs in

open court.
Grand Rapids Savings Bank vs. William C. Deaison et al., chancery; hearing on pleadings and proofs in open

Circuit Court-Part II.

Ewing E. Barrett vs. Robert Britton

Dispute Over a Child. Under Sheriff Walsh yesterday after-noon served a writ of habeas corpus on Mrs. Jennie Largent of No. 439 Lyon street, directing her to produce in court Flossie Eilen Congdon, aged 6 years, the child of Amanda Congdon. Mrs. Largent told the officer she had papers by which the child was legally adopted by her, but the child's mother wants the custody of the little girl passed upon by the court. The case will be heard this morning by Judge

Seven Unhappy Couples. The following suppressed bills of complaint asking for divorces from the bonds of matrimony have been filed with the clerk of the circuit court: Maggie J. Miller vs. John E. Miller, Mary J. Smith vs. George S. Smith, Jennie Schenek vs. Elmer E. Schneck, Ida May vs. Simeon S. May, Effie M. Rodgers vs. Thomas L. Rodgers, and John Brooks vs. Della Brooks.

Sues a Cadillac Firm

The Ball, Barnhart & Putman company began a suit in the circuit court yesterday against H. A. Beaver & Co., of Cadillac to collect \$738.26 on a prom issory note given September 26, 1892, and payable one day after date. Julia Beaver is made a defendant to the suit as an endorser of the note.

Brown Waived Examination.

Yesterday afternoon in police court George Brown, alian Brant, waived further examination on the charge of stealing a trunk from the Adams Express company belonging to Ed Schoe, and he was held to the present term of the superior court. He will plead

Minor Court Matters.

The old assault and battery case against May Zeldam was adjourned in lice court yesterday until November If on account of illness of the com-plaining witness, Henry G. Kolkma. The Wadsworth-Howland company of Chicago filed a declaration with the

clerk of the circuit court vesterday. beginning a suit against Frederick S. Wileman and Cornelius B. Tanner to collect a debt of \$390.90. Ella F. Clymer Seel began divorce

proceedings in the superior court to secure a separation from William Seel on the ground of desertion and non-

And He Took Her In. He was in leve with the girl, and she

was not unwilling, but she had given no

He was so diffident that really she had had no opportunity.

One evening they sat alone in a little bower of roses.

"I dreamed of you last night," he said

"How nice!" she responded in that ex asperating way which is so inexpressive. "Yes," he faltered questioningly. "Tell me what you dreamed," she

prettily commanded.

"I thought we were sitting together on the banks of a beautiful stream," he said low and murmurously, "as the sun was sinking away to rest in the purpling etars, and we talked of birds, of of flowers and of love. Your face glowed as if a great light shone in it, but when I spoke of love you grew cold and distant, and I could feel the chill air touching my heart and see the buds of my hope wither in the frost of your disapproval. I knew then how useless was all I could do, how futile was effort, but urged on by that mysterious power no man can explain and none resists I cast the fatal die and asked you to be mine."

He stopped a moment, trembling. "And what did I say?" she asked. "No," and his voice grew husky and

his lips quivered.

She put out her hand to him softly.

"Dreams go by contraries, dear," she murmared, and he took her in.—Detroit Free Press.

THE SAD TALE OF A PROTEGE.

Not Have a Rosy Path to Travel. She came to see me the other day, looking tired and miserable, and while she rested in my biggest and coziest chair I pressed her to tell me what was

"Well," she said finally, "I will tell you. It all comes from being Mrs. Blank's latest fad. You are surprised, but it's quite true. You know, Mrs. Blank, having nothing else to occupy her mind, is always a slave to some fad or other. Once it was Browning, later on it was athletics and finally changed to china painting, and now I am her particular fad. You see, she met me when the china painting craze was on her, and as I have some little skill and reputation as a china decorator she came to see me frequently about her work. At last she veered around from china painting to me. When Mrs. Blank first "took me up" it was a matter of considerable rejoicing, not only to my fellow artists, but to myself. "Mrs. Blank is a woman of wealth and

prominence, and naturally any person whom she favored with her friendship and patronage would soon become well known and gain considerable custom. Well, I've had a few orders—not many. You see, Mrs. Blank's friends are so well aware of her habit of going daft about omething or other at recurrent intervals that they don't put much faith in her recommendations. However, it's quite as well, for I shouldn't have time to do anything anyhow. I haven't had a chance to execute the orders I did re-

"Why not? Why simply because she monopolizes all my time. Do I get settled down to a good day's work in my studio, along comes Mrs. Blank and

says:
"'Now you must come up to So-andso's with me. It's an opportunity you can't afford to neglect. You'll get lots and Maria Britton, chancery; on trial.

George Hermance vs. Arend J. Ten
Ras, assumpett; judgment for plaintill
for \$20.57 and costs and attorney fee
of \$15. William D. Cooper vs. John Dregge to luncheon, as she wants to see me particularly, and then she keeps me there all day. What does she want? Nothing. except to talk to me. That's why she likes me. She likes to talk. Now you know I do not shine in conversation and I can listen till the heavens fall. Well, she sits by the hour and pours into my ears the tale of her emotions, her ideas, her experiences, her views, her aspirations and her opinions of her neighbors, And I am weak enough to let her do it, all because people say, 'How lucky for you that Mrs. Blank is so interested in

> "I used to be spoken of as 'Miss Smith, a promising young china painter.' Now I'm alluded to as 'Miss Smith, Mrs. Blank's young protege.'

"Oh, I tell you there's nothing in this protege business, be assured of that. It's hard lines being somebody's fad. To be sure, as a rule it is something that don't last long, but it's wearing while it does last."-New York Recorder.

Directions in England.

Speaking of "up" and "down" in England reminds me of a friend's experience. On his arrival in Liverpool he wished to visit a hat store without delay. He was convoyed by a fellow passenger to a large establishment, where hats were only one of a dozen things that were sold.

"Where is the hat department?" inquired the newcomer.

"Clear up to the top, sir, as far as you can go," was the answer of the clerk addressed, whose accompanying gesture showed that he did not mean the highest story of the building, but the extreme end of the shop.

The next day my friend was in Chester cathedral. It was Sunday and at the hour of service, and the place was pretty full. Looking about for a seat, he was accosted by a verger, who in-formed him that "You can't get any seat, sir, unless you go clear down to the bottom." What the man meant by the 'bottom" was the portion of the edifice nearest the altar.

Londoners also speak of the "top" and "bottom" of a street, where New York-ers say "head" and "foot,"-Cor. New York Tribune.

How It Was Made Plain to Him London 'Arrys are apt to be lond, cheap and vulgar, but they are unconionsly amusing. Two of them were seated in a pothouse during the election excitement, when one noticed a glaring poster on the wall representing Mr. Gladstone shaking hands with Britannia and John Bull, and the army and navy in raptures at the spectacle. Heneath the picture was the legend, "One Man,

One Vote. "I say, old man," asked 'Arry First, wotever does this 'ere mean-this 'ere

man and vowt thing?" "W'y," said 'Arry Second, "cawn't ye see for yerself wot it means? One man, ne vowt. And there you are."
"Well, I down't see it."

"Now look 'ere. It's heavy enough. One bloody man, one bloody vowt." "W'y, yes! Great man, Gladstun!"— New York Sun.

Women Unloading Coal at Dudley Port.



England is the greatest free trade country in the world. The women in the picture are English, and the illustration indicates the condition of women in a free trade country. The United States is the example of a protected country. Women do not wheel coal in the United States. The Democratic party, if Grover Cleveland should be elected, will seek to bring about free trade; they admit it. The issue in this campaign is the American home—the happiness of American women and children.

Then why not vote for home protec-

The Smoke from the Sunset Gus. Next to the sunsets and the daily departure of the white fleet of sound steamers, nothing that is seen from the span of the Brooklyn bridge is better worth seeing than the firing of the evening gun at Castle William on Governor's island. The flash is of startling brilliancy, and in calm weather it leaps nearly 500 feet from the month of the cannon. Even at that distance, however, it can be seen that it is not a sheet of flame, but a rocketlike shower of fire flakes-slow burning powder and wadding.-Exchange.



The Editorial Quilp-Well, I can at least whack that old force bill man of straw.-New York Commercial Adver-

Wildcat Banks.

official estimate puts the losses by holders of state bank notes during the last ten years of the existence of that wretched system at \$75,000,000. Thompson's Bank Note Detector of 1858 gives the following list of broken, closed and

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Pennsylvania	63	W
Maryland	23	K
Delaware	3	Te
Alabama		L
District Columbia.	45	

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grocer and druggist. Specimen Cases.

S. H. Chifford, New Cassel, Wis., was troubled with Neuralgia and Rheumaism, his Stomach was disordered, his Liver was affected to an alarming degree, appetite fell away, and he was terribly reduced in flesh and strength. Three bottles of Electric Bitters cured

Edward Shepard, Harrisburg, Ill., had a running sore on his leg of eight years' standing. Used three bottles of Electric Bitters and seven boxes of Bucklen's Arnica Salve, and his leg is sound and well. John Speaker, Cataw-ba, O., had five large Fever sores on his leg, dectors said he was incurable. One bottle Electric Bitters and one box Bucklen's Arnica Salve cured him en tirely. Sold by Peck Bros., drug store

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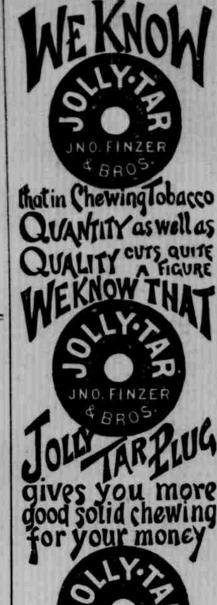
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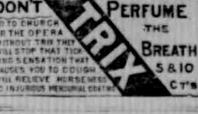


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